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**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION**

*In re Google Inc., Android Consumer Privacy Litigation*

CASE No. 11 2264 JSW

MDL No. 2264

This Document Relates to  
**ALL CASES**

**STIPULATION AND [PROPOSED]  
ORDER RE: MODIFICATION OF  
PAGE LIMIT AS MODIFIED HEREIN**

TROY YUNCKER, EDGAR DURAN, ROBERT HODSON, AND RALPH PETROSINO,  
individually and on behalf of all others similarly situated,

Case No. 11-3113-JSW

Plaintiff,

v.

PANDORA MEDIA, INC.,

Defendant.

1       The parties in the above-entitled actions, by and through their respective attorneys,  
2 hereby stipulate to the following:

3           WHEREAS, plaintiffs in the *Android* action have filed a Second Amended Class Action  
4 Complaint (“SAC”) that alleges claims for relief against defendant Google acting in multiple  
5 capacities;

6           WHEREAS, the *Android* action involves nine separate cases coordinated in this Court for  
7 pretrial proceedings by the Judicial Panel on Multidistrict Litigation;

8           WHEREAS, plaintiff in the *Yuncker* action has filed an SAC that alleges multiple  
9 separate claims for relief against defendant Pandora;

10          WHEREAS, on April 23, 2013, the Court ordered that Google’s and Pandora’s responses  
11 to the SACs filed in their respective actions, including any Motions to Dismiss, shall be filed on  
12 or before May 30, 2013, that if Google and/or Pandora chooses to file a Motion to Dismiss,  
13 Plaintiffs’ Oppositions shall be filed on or before June 20, 2013, and that Google’s and  
14 Pandora’s Replies to Plaintiffs’ Oppositions shall be filed and served on or before July 8, 2013;

15          WHEREAS, Google and Pandora intend to file a Motion to Dismiss each of the claims  
16 asserted in the respective SACs;

17          WHEREAS, this Court’s Civil Standing Orders specify that a brief in support of, in  
18 opposition to, or in reply to a motion, except motions for summary judgment or claim  
19 construction, shall not exceed 15 pages;

20          WHEREAS, Google’s Motion to Dismiss will require separate arguments as to the  
21 sufficiency of each of the claims asserted in the *Android* SAC, as well as separate arguments  
22 relating to the different capacities in which Google has been sued, which arguments collectively  
23 involve complex areas of federal and state law and will require space beyond the 15-page default  
24 limit set by this Court’s Civil Standing Order;

25          WHEREAS, Pandora’s Motion to Dismiss will require separate arguments as to the  
26 sufficiency of each of the claims asserted in the *Yuncker* SAC, including as those claims apply to  
27 three newly added plaintiffs who used different versions of the Pandora mobile applications,

1 which arguments involve complex areas of law and will require space beyond the 15-page  
2 default limit set by this Court's Civil Standing Order;

3 WHEREAS, the parties to the *Android* and *Yuncker* actions all stipulated to extend the  
4 page limitations for the first Motions to Dismiss filed in their respective actions and the Court  
5 entered those stipulations (*Android* Dkt No. 28, *Yuncker* Dkt No. 53);

6 WHEREAS, counsel for Google, Pandora, and the *Android* and *Yuncker* plaintiffs have  
7 met and conferred, and agree that the page limit for both Google's and Pandora's Motions to  
8 Dismiss, plaintiffs' Oppositions to both Google's and Pandora's motions, and both Google's and  
9 Pandora's Replies in support of their respective motions should be increased;

10 IT IS SO AGREED that:

- 11 (1) Google and Pandora shall both be permitted to file a brief in support of their  
12 respective Motions to Dismiss not to exceed 25 pages;  
13 (2) Plaintiffs in both the *Android* and *Yuncker* actions shall be permitted to file  
14 Opposition briefs in response to the Motions to Dismiss in their respective actions not  
15 to exceed 25 pages; and  
16 (3) Google and Pandora shall both be permitted to file Reply briefs in support of their  
17 respective Motions to Dismiss not to exceed 15 pages.

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1 DATE: May 16, 2013

2 /s/ Michael H. Rubin

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16 ***Attorneys for Defendant Google Inc.***

17 DATE: May 16, 2013

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1 DATE: May 16, 2013

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12 DATE: May 16, 2013

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26 *Attorneys for Pandora Media, Inc.* in  
27 Case No. 11 CV 3113 JSW

**PURSUANT TO STIPULATION, AND GOOD CAUSE APPEARING, IT IS SO**

**ORDERED.** The Court is familiar with the facts of this case and issues presented. The Court will grant the request for additional pages, but it does not find good cause to grant twenty-five pages.

Accordingly, the opening and opposition briefs shall not exceed twenty pages.

SIGNED this 17th day of May, 2013. The replies shall not exceed twelve pages.

*Jeffrey S White*  
JEFFREY S. WHITE  
UNITED STATES DISTRICT JUDGE

It is FURTHER ORDERED that the Plaintiffs in each of these cases shall file red-lined versions of the complaint by no later than May 31, 2013.